

## **DETAILED ACTION**

### ***Response to Amendment***

1. This communication is responsive to the applicant's amendment filed on 02/21/2008. The applicant(s) amended claims 4, 7-8, 13 and 16-17 (the amendment: pages 2-8; also see Examiner's amendment below).

### ***Examiner's Amendment***

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

3. Authorization for this examiner's amendment was given in a telephone interview with the applicant's representative, Ellen Marcie Emas (32,131), on 04/010/2008. The Examiner's Amendment is as following:

**In the claims** (referring to **the amendment filed on 02/21/2008**):

**Claim 7**, on page 4, lines 1-3 of the claim, replace "A computer recording medium having stored thereon program code executed by a digital audio processing device, the program code comprising the steps of:" with --A computer memory medium having stored thereon program executed by a digital audio processing device, comprising the steps of:--.

**Claim 8**, on page 5, lines 1-2 of the claim, replace "The computer recording medium" with --The computer memory medium--.

**Claim 16**, on page 7, lines 1-3 of the claim, replace “A computer recording medium having stored thereon program code that is executed by a learning device, the program code comprising the steps of:” with --A computer memory medium having stored thereon program that is executed by a learning device, comprising the steps of:--.

**Claim 17**, on page 8, lines 1-2 of the claim, replace “The computer recording medium” with --The computer memory medium--.

**-----End of Examiner’s Amendment-----**

***Allowable Subject Matter***

4. Claims 1-2, 4-5, 7-8, 10-11, 13-14 and 16-17 are allowed.

The examiner’s statement of reasons for allowance is based on the applicants’ arguments regarding the amended independent claims 1, 4, 7, 10, 13 and 16 (see the Remarks: page 13, paragraph 3 to page 14, paragraph 3, filed on 09/19/2007), which are persuasive and provide the basis for the allowance.

5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

***Conclusion***

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Qi Han whose telephone numbers is (571) 272-7604. The examiner can normally be reached on Monday through Thursday from 9:00 a.m. to 7:30 p.m. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richemond Dorvil, can be reached on (571) 272-7602.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Inquiries regarding the status of submissions relating to an application or questions on the Private PAIR system should be directed to the Electronic Business Center (EBC) at 866-217-9197 (toll-free) or 703-305-3028 between the hours of 6 a.m. and midnight Monday through Friday EST, or by e-mail at: [ebc@uspto.gov](mailto:ebc@uspto.gov). For general information about the PAIR system, see <http://pair-direct.uspto.gov>.

QH/qh  
April 10, 2008

/Richemond Dorvil/

Supervisory Patent Examiner, Art Unit 2626